

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Open Meetings Act is amended by changing
5 Section 2 as follows:

6 (5 ILCS 120/2) (from Ch. 102, par. 42)

7 Sec. 2. Open meetings.

8 (a) Openness required. All meetings of public bodies shall
9 be open to the public unless excepted in subsection (c) and
10 closed in accordance with Section 2a.

11 (b) Construction of exceptions. The exceptions contained
12 in subsection (c) are in derogation of the requirement that
13 public bodies meet in the open, and therefore, the exceptions
14 are to be strictly construed, extending only to subjects
15 clearly within their scope. The exceptions authorize but do not
16 require the holding of a closed meeting to discuss a subject
17 included within an enumerated exception.

18 (c) Exceptions. A public body may hold closed meetings to
19 consider the following subjects:

20 (1) The appointment, employment, compensation,
21 discipline, performance, or dismissal of specific
22 employees of the public body or legal counsel for the
23 public body, including hearing testimony on a complaint

1 lodged against an employee of the public body or against
2 legal counsel for the public body to determine its
3 validity.

4 (2) Collective negotiating matters between the public
5 body and its employees or their representatives, or
6 deliberations concerning salary schedules for one or more
7 classes of employees.

8 (3) The selection of a person to fill a public office,
9 as defined in this Act, including a vacancy in a public
10 office, when the public body is given power to appoint
11 under law or ordinance, or the discipline, performance or
12 removal of the occupant of a public office, when the public
13 body is given power to remove the occupant under law or
14 ordinance.

15 (4) Evidence or testimony presented in open hearing, or
16 in closed hearing where specifically authorized by law, to
17 a quasi-adjudicative body, as defined in this Act, provided
18 that the body prepares and makes available for public
19 inspection a written decision setting forth its
20 determinative reasoning.

21 (5) The purchase or lease of real property for the use
22 of the public body, including meetings held for the purpose
23 of discussing whether a particular parcel should be
24 acquired.

25 (6) The setting of a price for sale or lease of
26 property owned by the public body.

1 (7) The sale or purchase of securities, investments, or
2 investment contracts. This exception shall not apply to the
3 investment of assets or income of funds deposited into the
4 Illinois Prepaid Tuition Trust Fund.

5 (8) Security procedures and the use of personnel and
6 equipment to respond to an actual, a threatened, or a
7 reasonably potential danger to the safety of employees,
8 students, staff, the public, or public property.

9 (9) Student disciplinary cases.

10 (10) The placement of individual students in special
11 education programs and other matters relating to
12 individual students.

13 (11) Litigation, when an action against, affecting or
14 on behalf of the particular public body has been filed and
15 is pending before a court or administrative tribunal, or
16 when the public body finds that an action is probable or
17 imminent, in which case the basis for the finding shall be
18 recorded and entered into the minutes of the closed
19 meeting.

20 (12) The establishment of reserves or settlement of
21 claims as provided in the Local Governmental and
22 Governmental Employees Tort Immunity Act, if otherwise the
23 disposition of a claim or potential claim might be
24 prejudiced, or the review or discussion of claims, loss or
25 risk management information, records, data, advice or
26 communications from or with respect to any insurer of the

1 public body or any intergovernmental risk management
2 association or self insurance pool of which the public body
3 is a member.

4 (13) Conciliation of complaints of discrimination in
5 the sale or rental of housing, when closed meetings are
6 authorized by the law or ordinance prescribing fair housing
7 practices and creating a commission or administrative
8 agency for their enforcement.

9 (14) Informant sources, the hiring or assignment of
10 undercover personnel or equipment, or ongoing, prior or
11 future criminal investigations, when discussed by a public
12 body with criminal investigatory responsibilities.

13 (15) Professional ethics or performance when
14 considered by an advisory body appointed to advise a
15 licensing or regulatory agency on matters germane to the
16 advisory body's field of competence.

17 (16) Self evaluation, practices and procedures or
18 professional ethics, when meeting with a representative of
19 a statewide association of which the public body is a
20 member.

21 (17) The recruitment, credentialing, discipline or
22 formal peer review of physicians or other health care
23 professionals for a hospital, or other institution
24 providing medical care, that is operated by the public
25 body.

26 (18) Deliberations for decisions of the Prisoner

1 Review Board.

2 (19) Review or discussion of applications received
3 under the Experimental Organ Transplantation Procedures
4 Act.

5 (20) The classification and discussion of matters
6 classified as confidential or continued confidential by
7 the State Government Suggestion Award Board.

8 (21) Discussion of minutes of meetings lawfully closed
9 under this Act, whether for purposes of approval by the
10 body of the minutes or semi-annual review of the minutes as
11 mandated by Section 2.06.

12 (22) Deliberations for decisions of the State
13 Emergency Medical Services Disciplinary Review Board.

14 (23) The operation by a municipality of a municipal
15 utility or the operation of a municipal power agency or
16 municipal natural gas agency when the discussion involves
17 (i) contracts relating to the purchase, sale, or delivery
18 of electricity or natural gas or (ii) the results or
19 conclusions of load forecast studies.

20 (24) Meetings of a residential health care facility
21 resident sexual assault and death review team or the
22 Executive Council under the Abuse Prevention Review Team
23 Act.

24 (25) Meetings of an independent team of experts under
25 Brian's Law.

26 (26) Meetings of a mortality review team appointed

1 under the Department of Juvenile Justice Mortality Review
2 Team Act.

3 (27) (Blank).

4 (28) Correspondence and records (i) that may not be
5 disclosed under Section 11-9 of the Public Aid Code or (ii)
6 that pertain to appeals under Section 11-8 of the Public
7 Aid Code.

8 (29) Meetings between internal or external auditors
9 and governmental audit committees, finance committees, and
10 their equivalents, when the discussion involves internal
11 control weaknesses, identification of potential fraud risk
12 areas, known or suspected frauds, and fraud interviews
13 conducted in accordance with generally accepted auditing
14 standards of the United States of America.

15 (30) Those meetings or portions of meetings of an
16 at-risk adult fatality review team or the Illinois At-Risk
17 Adult Fatality Review Team Advisory Council during which a
18 review of the death of an eligible adult in which abuse or
19 neglect is suspected, alleged, or substantiated is
20 conducted pursuant to Section 15 of the Adult Protective
21 Services Act.

22 (31) ~~(30)~~ Meetings and deliberations for decisions of
23 the Concealed Carry Licensing Review Board under the
24 Firearm Concealed Carry Act.

25 (32) Meetings between the Regional Transportation
26 Authority Board and its Service Boards when the discussion

1 involves review by the Regional Transportation Authority
2 Board of employment contracts under Section 28d of the
3 Metropolitan Transit Authority Act and Sections 3A.18 and
4 3B.26 of the Regional Transportation Authority Act.

5 (d) Definitions. For purposes of this Section:

6 "Employee" means a person employed by a public body whose
7 relationship with the public body constitutes an
8 employer-employee relationship under the usual common law
9 rules, and who is not an independent contractor.

10 "Public office" means a position created by or under the
11 Constitution or laws of this State, the occupant of which is
12 charged with the exercise of some portion of the sovereign
13 power of this State. The term "public office" shall include
14 members of the public body, but it shall not include
15 organizational positions filled by members thereof, whether
16 established by law or by a public body itself, that exist to
17 assist the body in the conduct of its business.

18 "Quasi-judicative body" means an administrative body
19 charged by law or ordinance with the responsibility to conduct
20 hearings, receive evidence or testimony and make
21 determinations based thereon, but does not include local
22 electoral boards when such bodies are considering petition
23 challenges.

24 (e) Final action. No final action may be taken at a closed
25 meeting. Final action shall be preceded by a public recital of
26 the nature of the matter being considered and other information

1 that will inform the public of the business being conducted.
2 (Source: P.A. 97-318, eff. 1-1-12; 97-333, eff. 8-12-11;
3 97-452, eff. 8-19-11; 97-813, eff. 7-13-12; 97-876, eff.
4 8-1-12; 98-49, eff. 7-1-13; 98-63, eff. 7-9-13; revised
5 7-23-13.)

6 Section 15. The Metropolitan Transit Authority Act is
7 amended by changing Section 28 and adding Section 28d as
8 follows:

9 (70 ILCS 3605/28) (from Ch. 111 2/3, par. 328)

10 Sec. 28. The Board shall classify all the offices,
11 positions and grades of regular and exempt employment required,
12 excepting that of the Chairman of the Board, the Executive
13 Director, Secretary, Treasurer, General Counsel, and Chief
14 Engineer, with reference to the duties, job title, job schedule
15 number, and the compensation fixed therefor, and adopt rules
16 governing appointments to any of such offices or positions on
17 the basis of merit and efficiency. The job title shall be
18 generally descriptive of the duties performed in that job, and
19 the job schedule number shall be used to identify a job title
20 and to further classify positions within a job title. No
21 discrimination shall be made in any appointment or promotion to
22 any office, position, or grade of regular employment because of
23 race, creed, color, sex, national origin, physical or mental
24 handicap unrelated to ability, or political or religious

1 affiliations. No officer or employee in regular employment
2 shall be discharged or demoted except for cause which is
3 detrimental to the service. Any officer or employee in regular
4 employment who is discharged or demoted may file a complaint in
5 writing with the Board within ten days after notice of his or
6 her discharge or demotion. If an employee is a member of a
7 labor organization the complaint may be filed by such
8 organization for and in behalf of such employee. The Board
9 shall grant a hearing on such complaint within thirty (30) days
10 after it is filed. The time and place of the hearing shall be
11 fixed by the Board and due notice thereof given to the
12 complainant, the labor organization by or through which the
13 complaint was filed and the Executive Director. The hearing
14 shall be conducted by the Board, or any member thereof or any
15 officers' committee or employees' committee appointed by the
16 Board. The complainant may be represented by counsel. If the
17 Board finds, or approves a finding of the member or committee
18 appointed by the Board, that the complainant has been unjustly
19 discharged or demoted, he or she shall be restored to his or
20 her office or position with back pay. The decision of the Board
21 shall be final and not subject to review. The Board may
22 designate such offices, positions, and grades of employment as
23 exempt as it deems necessary for the efficient operation of the
24 business of the Authority. The total number of employees
25 occupying exempt offices, positions, or grades of employment
26 may not exceed 3% of the total employment of the Authority. All

1 exempt offices, positions, and grades of employment shall be at
2 will. No discrimination shall be made in any appointment or
3 promotion to any office, position, or grade of exempt
4 employment because of race, creed, color, sex, national origin,
5 physical or mental handicap unrelated to ability, or religious
6 or political affiliation. The Board may abolish any vacant or
7 occupied office or position. Additionally, the Board may reduce
8 the force of employees for lack of work or lack of funds as
9 determined by the Board. When the number of positions or
10 employees holding positions of regular employment within a
11 particular job title and job schedule number are reduced, those
12 employees with the least company seniority in that job title
13 and job schedule number shall be first released from regular
14 employment service. For a period of one year, an employee
15 released from service shall be eligible for reinstatement to
16 the job title and job schedule number from which he or she was
17 released, in order of company seniority, if additional force of
18 employees is required. "Company seniority" as used in this
19 Section means the overall employment service credited to an
20 employee by the Authority since the employee's most recent date
21 of hire irrespective of job titles held. If 2 or more employees
22 have the same company seniority date, time in the affected job
23 title and job schedule number shall be used to break the
24 company seniority tie. For purposes of this Section, company
25 seniority shall be considered a working condition. When
26 employees are represented by a labor organization that has a

1 labor agreement with the Authority, the wages, hours, and
2 working conditions (including, but not limited to, seniority
3 rights) shall be governed by the terms of the agreement. Exempt
4 employment shall not include any employees who are represented
5 by a labor organization that has a labor agreement with the
6 Authority.

7 No employee, officer, or agent of the Chicago Transit Board
8 may receive a bonus that exceeds 10% of his or her annual
9 salary unless that bonus has been reviewed for a period of 14
10 days by the Regional Transportation Authority Board. After 14
11 days, the bonus shall be considered reviewed. This Section does
12 not apply to usual and customary salary adjustments.

13 (Source: P.A. 90-183, eff. 1-1-98.)

14 (70 ILCS 3605/28d new)

15 Sec. 28d. Employment contracts. Except as otherwise
16 provided in Section 28a, before the Chicago Transit Board may
17 enter into or amend any employment contract in excess of
18 \$100,000, the Chicago Transit Board must submit that contract
19 or amendment to the Regional Transportation Authority Board for
20 review for a period of 14 days. After 14 days, the contract
21 shall be considered reviewed. This Section applies only to
22 contracts entered into or amended on or after the effective
23 date of this amendatory Act of the 98th General Assembly.

24 Section 20. The Regional Transportation Authority Act is

1 amended by changing Sections 1.02, 2.01, 2.01a, 2.06.1, 2.14,
2 3A.05, 3B.05, 4.01 and by adding Sections 3A.18, 3B.26, 4.15,
3 4.16 and 5.06 as follows:

4 (70 ILCS 3615/1.02) (from Ch. 111 2/3, par. 701.02)

5 Sec. 1.02. Findings and Purpose.

6 (a) The General Assembly finds;

7 (i) Public transportation is, as provided in Section 7
8 of Article XIII of the Illinois Constitution, an essential
9 public purpose for which public funds may be expended and
10 that Section authorizes the State to provide financial
11 assistance to units of local government for distribution to
12 providers of public transportation. There is an urgent need
13 to reform and continue a unit of local government to assure
14 the proper management of public transportation and to
15 receive and distribute State or federal operating
16 assistance and to raise and distribute revenues for local
17 operating assistance. System generated revenues are not
18 adequate for such service and a public need exists to
19 provide for, aid and assist public transportation in the
20 northeastern area of the State, consisting of Cook, DuPage,
21 Kane, Lake, McHenry and Will Counties.

22 (ii) Comprehensive and coordinated regional public
23 transportation is essential to the public health, safety
24 and welfare. It is essential to economic well-being,
25 maintenance of full employment, conservation of sources of

1 energy and land for open space and reduction of traffic
2 congestion and for providing and maintaining a healthful
3 environment for the benefit of present and future
4 generations in the metropolitan region. Public
5 transportation improves the mobility of the public and
6 improves access to jobs, commercial facilities, schools
7 and cultural attractions. Public transportation decreases
8 air pollution and other environmental hazards resulting
9 from excessive use of automobiles and allows for more
10 efficient land use and planning.

11 (iii) Because system generated receipts are not
12 presently adequate, public transportation facilities and
13 services in the northeastern area are in grave financial
14 condition. With existing methods of financing,
15 coordination and management, and relative convenience of
16 automobiles, such public transportation facilities are not
17 providing adequate public transportation to insure the
18 public health, safety and welfare.

19 (iv) Additional commitments to the public
20 transportation needs of the disabled, the economically
21 disadvantaged, and the elderly are necessary.

22 (v) To solve these problems, it is necessary to provide
23 for the creation of a regional transportation authority
24 with the powers necessary to insure adequate public
25 transportation.

26 (b) The General Assembly further finds, in connection with

1 this amendatory Act of 1983:

2 (i) Substantial, recurring deficits in the operations
3 of public transportation services subject to the
4 jurisdiction of the Regional Transportation Authority and
5 periodic cash shortages have occurred either of which could
6 bring about a loss of public transportation services
7 throughout the metropolitan region at any time;

8 (ii) A substantial or total loss of public
9 transportation services or any segment thereof would
10 create an emergency threatening the safety and well-being
11 of the people in the northeastern area of the State; and

12 (iii) To meet the urgent needs of the people of the
13 metropolitan region that such an emergency be averted and
14 to provide financially sound methods of managing the
15 provision of public transportation services in the
16 northeastern area of the State, it is necessary, while
17 maintaining and continuing the existing Authority, to
18 modify the powers and responsibilities of the Authority, to
19 reallocate responsibility for operating decisions, to
20 change the composition and appointment of the Board of
21 Directors thereof, and to immediately establish a new Board
22 of Directors.

23 (c) The General Assembly further finds in connection with
24 this amendatory Act of the 95th General Assembly:

25 (i) The economic vitality of northeastern Illinois
26 requires regionwide and systemwide efforts to increase

1 ridership on the transit systems, constrain road
2 congestion within the metropolitan region, and allocate
3 resources for transportation so as to assist in the
4 development of an adequate, efficient, geographically
5 equitable and coordinated regional transportation system
6 that is in a state of good repair.

7 (ii) To achieve the purposes of this amendatory Act of
8 the 95th General Assembly, the powers and duties of the
9 Authority must be enhanced to improve overall planning and
10 coordination, to achieve an integrated and efficient
11 regional transit system, to advance the mobility of transit
12 users, and to increase financial transparency of the
13 Authority and the Service Boards.

14 (d) It is the purpose of this Act to provide for, aid and
15 assist public transportation in the northeastern area of the
16 State without impairing the overall quality of existing public
17 transportation by providing for the creation of a single
18 authority responsive to the people and elected officials of the
19 area and with the power and competence to develop, implement,
20 and enforce plans that promote adequate, efficient,
21 geographically equitable and coordinated public
22 transportation, provide financial review of the providers of
23 public transportation in the metropolitan region and
24 facilitate public transportation provided by Service Boards
25 which is attractive and economical to users, comprehensive,
26 coordinated among its various elements, economical, safe,

1 efficient and coordinated with area and State plans.

2 (Source: P.A. 95-708, eff. 1-18-08.)

3 (70 ILCS 3615/2.01) (from Ch. 111 2/3, par. 702.01)

4 Sec. 2.01. General Allocation of Responsibility for Public
5 Transportation.

6 (a) In order to accomplish the purposes as set forth in
7 this Act, the responsibility for planning, operating, and
8 funding public transportation in the metropolitan region shall
9 be allocated as described in this Act. The Authority shall:

10 (i) adopt plans that implement the public policy of the
11 State to provide adequate, efficient, geographically
12 equitable and coordinated public transportation throughout
13 the metropolitan region;

14 (ii) set goals, objectives, and standards for the
15 Authority, the Service Boards, and transportation
16 agencies;

17 (iii) develop performance measures to inform the
18 public about the extent to which the provision of public
19 transportation in the metropolitan region meets those
20 goals, objectives, and standards;

21 (iv) allocate operating and capital funds made
22 available to support public transportation in the
23 metropolitan region;

24 (v) provide financial oversight of the Service Boards;
25 and

1 (vi) coordinate the provision of public transportation
2 and the investment in public transportation facilities to
3 enhance the integration of public transportation
4 throughout the metropolitan region, all as provided in this
5 Act.

6 The Service Boards shall, on a continuing basis determine
7 the level, nature and kind of public transportation which
8 should be provided for the metropolitan region in order to meet
9 the plans, goals, objectives, and standards adopted by the
10 Authority. The Service Boards may provide public
11 transportation by purchasing such service from transportation
12 agencies through purchase of service agreements, by grants to
13 such agencies or by operating such service, all pursuant to
14 this Act and the "Metropolitan Transit Authority Act", as now
15 or hereafter amended. Certain of its actions to implement the
16 responsibilities allocated to the Authority in this subsection
17 (a) shall be taken in 3 public documents adopted by the
18 affirmative vote of at least 12 of its then Directors: A
19 Strategic Plan; a Five-Year Capital Program; and an Annual
20 Budget and Two-Year Financial Plan.

21 (b) The Authority shall subject the operating and capital
22 plans and expenditures of the Service Boards in the
23 metropolitan region with regard to public transportation to
24 continuing review so that the Authority may budget and expend
25 its funds with maximum effectiveness and efficiency. The
26 Authority shall conduct audits of each of the Service Boards no

1 less than every 5 years. Such audits may include management,
2 performance, financial, and infrastructure condition audits.
3 The Authority may conduct management, performance, financial,
4 and infrastructure condition audits of transportation agencies
5 that receive funds from the Authority. The Authority may direct
6 a Service Board to conduct any such audit of a transportation
7 agency that receives funds from such Service Board, and the
8 Service Board shall comply with such request to the extent it
9 has the right to do so. These audits of the Service Boards or
10 transportation agencies may be project or service specific
11 audits to evaluate their achievement of the goals and
12 objectives of that project or service and their compliance with
13 any applicable requirements.

14 (Source: P.A. 95-708, eff. 1-18-08.)

15 (70 ILCS 3615/2.01a)

16 Sec. 2.01a. Strategic Plan.

17 (a) By the affirmative vote of at least 12 of its then
18 Directors, the Authority shall adopt a Strategic Plan, no less
19 than every 5 years, after consultation with the Service Boards
20 and after holding a minimum of 3 public hearings in Cook County
21 and one public hearing in each of the other counties in the
22 region. The Executive Director of the Authority shall review
23 the Strategic Plan on an ongoing basis and make recommendations
24 to the Board of the Authority with respect to any update or
25 amendment of the Strategic Plan. The Strategic Plan shall

1 describe the specific actions to be taken by the Authority and
2 the Service Boards to provide adequate, efficient, and
3 coordinated public transportation.

4 (b) The Strategic Plan shall identify goals and objectives
5 with respect to:

6 (i) increasing ridership and passenger miles on public
7 transportation funded by the Authority;

8 (ii) coordination of public transportation services
9 and the investment in public transportation facilities to
10 enhance the integration of public transportation
11 throughout the metropolitan region;

12 (iii) coordination of fare and transfer policies to
13 promote transfers by riders among Service Boards,
14 transportation agencies, and public transportation modes,
15 which may include goals and objectives for development of a
16 universal fare instrument that riders may use
17 interchangeably on all public transportation funded by the
18 Authority, and methods to be used to allocate revenues from
19 transfers;

20 (iv) improvements in public transportation facilities
21 to bring those facilities into a state of good repair,
22 enhancements that attract ridership and improve customer
23 service, and expansions needed to serve areas with
24 sufficient demand for public transportation;

25 (v) access for transit-dependent populations,
26 including access by low-income communities to places of

1 employment, utilizing analyses provided by the Chicago
2 Metropolitan Agency for Planning regarding employment and
3 transportation availability, and giving consideration to
4 the location of employment centers in each county and the
5 availability of public transportation at off-peak hours
6 and on weekends;

7 (vi) the financial viability of the public
8 transportation system, including both operating and
9 capital programs;

10 (vii) limiting road congestion within the metropolitan
11 region and enhancing transit options to improve mobility;
12 and

13 (viii) such other goals and objectives that advance the
14 policy of the State to provide adequate, efficient,
15 geographically equitable and coordinated public
16 transportation in the metropolitan region.

17 (c) The Strategic Plan shall establish the process and
18 criteria by which proposals for capital improvements by a
19 Service Board or a transportation agency will be evaluated by
20 the Authority for inclusion in the Five-Year Capital Program,
21 which may include criteria for:

22 (i) allocating funds among maintenance, enhancement,
23 and expansion improvements;

24 (ii) projects to be funded from the Innovation,
25 Coordination, and Enhancement Fund;

26 (iii) projects intended to improve or enhance

1 ridership or customer service;

2 (iv) design and location of station or transit
3 improvements intended to promote transfers, increase
4 ridership, and support transit-oriented land development;

5 (v) assessing the impact of projects on the ability to
6 operate and maintain the existing transit system; and

7 (vi) other criteria that advance the goals and
8 objectives of the Strategic Plan.

9 (d) The Strategic Plan shall establish performance
10 standards and measurements regarding the adequacy, efficiency,
11 geographic equity and coordination of public transportation
12 services in the region and the implementation of the goals and
13 objectives in the Strategic Plan. At a minimum, such standards
14 and measures shall include customer-related performance data
15 measured by line, route, or sub-region, as determined by the
16 Authority, on the following:

17 (i) travel times and on-time performance;

18 (ii) ridership data;

19 (iii) equipment failure rates;

20 (iv) employee and customer safety; and

21 (v) customer satisfaction.

22 The Service Boards and transportation agencies that
23 receive funding from the Authority or Service Boards shall
24 prepare, publish, and submit to the Authority such reports with
25 regard to these standards and measurements in the frequency and
26 form required by the Authority; however, the frequency of such

1 reporting shall be no less than annual. The Service Boards
2 shall publish such reports on their respective websites. The
3 Authority shall compile and publish such reports on its
4 website. Such performance standards and measures shall not be
5 used as the basis for disciplinary action against any employee
6 of the Authority or Service Boards, except to the extent the
7 employment and disciplinary practices of the Authority or
8 Service Board provide for such action.

9 (e) The Strategic Plan shall identify innovations to
10 improve the delivery of public transportation and the
11 construction of public transportation facilities.

12 (f) The Strategic Plan shall describe the expected
13 financial condition of public transportation in the
14 metropolitan region prospectively over a 10-year period, which
15 may include information about the cash position and all known
16 obligations of the Authority and the Service Boards including
17 operating expenditures, debt service, contributions for
18 payment of pension and other post-employment benefits, the
19 expected revenues from fares, tax receipts, grants from the
20 federal, State, and local governments for operating and capital
21 purposes and issuance of debt, the availability of working
22 capital, and the resources needed to achieve the goals and
23 objectives described in the Strategic Plan.

24 (g) In developing the Strategic Plan, the Authority shall
25 rely on such demographic and other data, forecasts, and
26 assumptions developed by the Chicago Metropolitan Agency for

1 Planning with respect to the patterns of population density and
2 growth, projected commercial and residential development, and
3 environmental factors, within the metropolitan region and in
4 areas outside the metropolitan region that may impact public
5 transportation utilization in the metropolitan region. The
6 Authority shall also consult with the Illinois Department of
7 Transportation's Office of Planning and Programming when
8 developing the Strategic Plan. Before adopting or amending any
9 Strategic Plan, the Authority shall consult with the Chicago
10 Metropolitan Agency for Planning regarding the consistency of
11 the Strategic Plan with the Regional Comprehensive Plan adopted
12 pursuant to the Regional Planning Act.

13 (h) The Authority may adopt, by the affirmative vote of at
14 least 12 of its then Directors, sub-regional or corridor plans
15 for specific geographic areas of the metropolitan region in
16 order to improve the adequacy, efficiency, geographic equity
17 and coordination of existing, or the delivery of new, public
18 transportation. Such plans may also address areas outside the
19 metropolitan region that may impact public transportation
20 utilization in the metropolitan region. In preparing a
21 sub-regional or corridor plan, the Authority may identify
22 changes in operating practices or capital investment in the
23 sub-region or corridor that could increase ridership, reduce
24 costs, improve coordination, or enhance transit-oriented
25 development. The Authority shall consult with any affected
26 Service Boards in the preparation of any sub-regional or

1 corridor plans.

2 (i) If the Authority determines, by the affirmative vote of
3 at least 12 of its then Directors, that, with respect to any
4 proposed new public transportation service or facility, (i)
5 multiple Service Boards or transportation agencies are
6 potential service providers and (ii) the public transportation
7 facilities to be constructed or purchased to provide that
8 service have an expected construction cost of more than
9 \$25,000,000, the Authority shall have sole responsibility for
10 conducting any alternatives analysis and preliminary
11 environmental assessment required by federal or State law.
12 Nothing in this subparagraph (i) shall prohibit a Service Board
13 from undertaking alternatives analysis and preliminary
14 environmental assessment for any public transportation service
15 or facility identified in items (i) and (ii) above that is
16 included in the Five-Year Capital Program as of the effective
17 date of this amendatory Act of the 95th General Assembly;
18 however, any expenditure related to any such public
19 transportation service or facility must be included in a
20 Five-Year Capital Program under the requirements of Sections
21 2.01b and 4.02 of this Act.

22 (Source: P.A. 95-708, eff. 1-18-08.)

23 (70 ILCS 3615/2.06.1) (from Ch. 111 2/3, par. 702.06.1)

24 Sec. 2.06.1. Bikeways and trails. The Authority may use its
25 established funds, personnel, and other resources to acquire,

1 construct, operate, and maintain bikeways and trails. The
2 Authority shall ~~may~~ cooperate with other governmental and
3 private agencies in bikeway and trail programs.

4 (Source: P.A. 87-985.)

5 (70 ILCS 3615/2.14) (from Ch. 111 2/3, par. 702.14)

6 Sec. 2.14. Appointment of Officers and Employees. The
7 Authority may appoint, retain and employ officers, attorneys,
8 agents, engineers and employees. The officers shall include an
9 Executive Director, who shall be the chief executive officer of
10 the Authority, appointed by the Chairman with the concurrence
11 of 11 of the other then Directors of the Board. The Executive
12 Director shall organize the staff of the Authority, shall
13 allocate their functions and duties, shall transfer such staff
14 to the Suburban Bus Division and the Commuter Rail Division as
15 is sufficient to meet their purposes, shall fix compensation
16 and conditions of employment of the staff of the Authority, and
17 consistent with the policies of and direction from the Board,
18 take all actions necessary to achieve its purposes, fulfill its
19 responsibilities and carry out its powers, and shall have such
20 other powers and responsibilities as the Board shall determine.
21 The Executive Director must be an individual of proven
22 transportation and management skills and may not be a member of
23 the Board. The Authority may employ its own professional
24 management personnel to provide professional and technical
25 expertise concerning its purposes and powers and to assist it

1 in assessing the performance of the Service Boards in the
2 metropolitan region.

3 No employee, officer, or agent of the Authority may receive
4 a bonus that exceeds 10% of his or her annual salary unless
5 that bonus has been reviewed by the Board for a period of 14
6 days. After 14 days, the contract shall be considered reviewed.
7 This Section does not apply to usual and customary salary
8 adjustments.

9 No unlawful discrimination, as defined and prohibited in
10 the Illinois Human Rights Act, shall be made in any term or
11 aspect of employment nor shall there be discrimination based
12 upon political reasons or factors. The Authority shall
13 establish regulations to insure that its discharges shall not
14 be arbitrary and that hiring and promotion are based on merit.

15 The Authority shall be subject to the "Illinois Human
16 Rights Act", as now or hereafter amended, and the remedies and
17 procedure established thereunder. The Authority shall file an
18 affirmative action program for employment by it with the
19 Department of Human Rights to ensure that applicants are
20 employed and that employees are treated during employment,
21 without regard to unlawful discrimination. Such affirmative
22 action program shall include provisions relating to hiring,
23 upgrading, demotion, transfer, recruitment, recruitment
24 advertising, selection for training and rates of pay or other
25 forms of compensation.

26 (Source: P.A. 95-708, eff. 1-18-08.)

1 (70 ILCS 3615/3A.05) (from Ch. 111 2/3, par. 703A.05)

2 Sec. 3A.05. Appointment of officers and employees. The
3 Suburban Bus Board shall appoint an Executive Director who
4 shall be the chief executive officer of the Division,
5 appointed, retained or dismissed with the concurrence of 9 of
6 the directors of the Suburban Bus Board. The Executive Director
7 shall appoint, retain and employ officers, attorneys, agents,
8 engineers, employees and shall organize the staff, shall
9 allocate their functions and duties, fix compensation and
10 conditions of employment, and consistent with the policies of
11 and direction from the Suburban Bus Board take all actions
12 necessary to achieve its purposes, fulfill its
13 responsibilities and carry out its powers, and shall have such
14 other powers and responsibilities as the Suburban Bus Board
15 shall determine. The Executive Director shall be an individual
16 of proven transportation and management skills and may not be a
17 member of the Suburban Bus Board. The Division may employ its
18 own professional management personnel to provide professional
19 and technical expertise concerning its purposes and powers and
20 to assist it in assessing the performance of transportation
21 agencies in the metropolitan region.

22 No employee, officer, or agent of the Suburban Bus Board
23 may receive a bonus that exceeds 10% of his or her annual
24 salary unless that bonus has been reviewed by the Regional
25 Transportation Authority Board for a period of 14 days. After

1 14 days, the contract shall be considered reviewed. This
2 Section does not apply to usual and customary salary
3 adjustments.

4 No unlawful discrimination, as defined and prohibited in
5 the Illinois Human Rights Act, shall be made in any term or
6 aspect of employment nor shall there be discrimination based
7 upon political reasons or factors. The Suburban Bus Board shall
8 establish regulations to insure that its discharges shall not
9 be arbitrary and that hiring and promotion are based on merit.

10 The Division shall be subject to the "Illinois Human Rights
11 Act", as now or hereafter amended, and the remedies and
12 procedure established thereunder. The Suburban Bus Board shall
13 file an affirmative action program for employment by it with
14 the Department of Human Rights to ensure that applicants are
15 employed and that employees are treated during employment,
16 without regard to unlawful discrimination. Such affirmative
17 action program shall include provisions relating to hiring,
18 upgrading, demotion, transfer, recruitment, recruitment
19 advertising, selection for training and rates of pay or other
20 forms of compensation.

21 (Source: P.A. 95-906, eff. 8-26-08.)

22 (70 ILCS 3615/3A.18 new)

23 Sec. 3A.18. Employment contracts. Except as otherwise
24 provided in Section 3A.14, before the Suburban Bus Board may
25 enter into or amend any employment contract in excess of

1 \$100,000, the Suburban Bus Board must submit that contract or
2 amendment to the Board for review for a period of 14 days.
3 After 14 days, the contract shall be considered reviewed. This
4 Section applies only to contracts entered into or amended on or
5 after the effective date of this amendatory Act of the 98th
6 General Assembly.

7 (70 ILCS 3615/3B.05) (from Ch. 111 2/3, par. 703B.05)

8 Sec. 3B.05. Appointment of officers and employees. The
9 Commuter Rail Board shall appoint an Executive Director who
10 shall be the chief executive officer of the Division,
11 appointed, retained or dismissed with the concurrence of 8 of
12 the directors of the Commuter Rail Board. The Executive
13 Director shall appoint, retain and employ officers, attorneys,
14 agents, engineers, employees and shall organize the staff,
15 shall allocate their functions and duties, fix compensation and
16 conditions of employment, and consistent with the policies of
17 and direction from the Commuter Rail Board take all actions
18 necessary to achieve its purposes, fulfill its
19 responsibilities and carry out its powers, and shall have such
20 other powers and responsibilities as the Commuter Rail Board
21 shall determine. The Executive Director shall be an individual
22 of proven transportation and management skills and may not be a
23 member of the Commuter Rail Board. The Division may employ its
24 own professional management personnel to provide professional
25 and technical expertise concerning its purposes and powers and

1 to assist it in assessing the performance of transportation
2 agencies in the metropolitan region.

3 No employee, officer, or agent of the Commuter Rail Board
4 may receive a bonus that exceeds 10% of his or her annual
5 salary unless that bonus has been reviewed by the Regional
6 Transportation Authority Board for a period of 14 days. After
7 14 days, the contract shall be considered reviewed. This
8 Section does not apply to usual and customary salary
9 adjustments.

10 No unlawful discrimination, as defined and prohibited in
11 the Illinois Human Rights Act, shall be made in any term or
12 aspect of employment nor shall there be discrimination based
13 upon political reasons or factors. The Commuter Rail Board
14 shall establish regulations to insure that its discharges shall
15 not be arbitrary and that hiring and promotion are based on
16 merit.

17 The Division shall be subject to the "Illinois Human Rights
18 Act", as now or hereafter amended, and the remedies and
19 procedure established thereunder. The Commuter Rail Board
20 shall file an affirmative action program for employment by it
21 with the Department of Human Rights to ensure that applicants
22 are employed and that employees are treated during employment,
23 without regard to unlawful discrimination. Such affirmative
24 action program shall include provisions relating to hiring,
25 upgrading, demotion, transfer, recruitment, recruitment
26 advertising, selection for training and rates of pay or other

1 forms of compensation.

2 (Source: P.A. 95-708, eff. 1-18-08.)

3 (70 ILCS 3615/3B.26 new)

4 Sec. 3B.26. Employment contracts. Except as otherwise
5 provided in Section 3B.13, before the Commuter Rail Board may
6 enter into or amend any employment contract in excess of
7 \$100,000, the Commuter Rail Board must submit that contract or
8 amendment to the Board for review for a period of 14 days.
9 After 14 days, the contract shall be considered reviewed. This
10 Section applies only to contracts entered into or amended on or
11 after the effective date of this amendatory Act of the 98th
12 General Assembly.

13 Before the Board of the Regional Transportation Authority
14 may enter into or amend any employment contract in excess of
15 \$100,000, the Board must submit that contract to the Chairman
16 and Minority Spokesman of the Mass Transit Committee, or its
17 successor committee, of the House of Representatives, and to
18 the Chairman and Minority Spokesman of the Transportation
19 Committee, or its successor committee, of the Senate.

20 (70 ILCS 3615/4.01) (from Ch. 111 2/3, par. 704.01)

21 Sec. 4.01. Budget and Program.

22 (a) The Board shall control the finances of the Authority.
23 It shall by ordinance adopted by the affirmative vote of at
24 least 12 of its then Directors (i) appropriate money to perform

1 the Authority's purposes and provide for payment of debts and
2 expenses of the Authority, (ii) take action with respect to the
3 budget and two-year financial plan of each Service Board, as
4 provided in Section 4.11, and (iii) adopt an Annual Budget and
5 Two-Year Financial Plan for the Authority that includes the
6 annual budget and two-year financial plan of each Service Board
7 that has been approved by the Authority. The Annual Budget and
8 Two-Year Financial Plan shall contain a statement of the funds
9 estimated to be on hand for the Authority and each Service
10 Board at the beginning of the fiscal year, the funds estimated
11 to be received from all sources for such year, the estimated
12 expenses and obligations of the Authority and each Service
13 Board for all purposes, including expenses for contributions to
14 be made with respect to pension and other employee benefits,
15 and the funds estimated to be on hand at the end of such year.
16 The fiscal year of the Authority and each Service Board shall
17 begin on January 1st and end on the succeeding December 31st.
18 By July 1st of each year the Director of the Illinois
19 Governor's Office of Management and Budget (formerly Bureau of
20 the Budget) shall submit to the Authority an estimate of
21 revenues for the next fiscal year of the Authority to be
22 collected from the taxes imposed by the Authority and the
23 amounts to be available in the Public Transportation Fund and
24 the Regional Transportation Authority Occupation and Use Tax
25 Replacement Fund and the amounts otherwise to be appropriated
26 by the State to the Authority for its purposes. The Authority

1 shall file a copy of its Annual Budget and Two-Year Financial
2 Plan with the General Assembly and the Governor after its
3 adoption. Before the proposed Annual Budget and Two-Year
4 Financial Plan is adopted, the Authority shall hold at least
5 one public hearing thereon in the metropolitan region, and
6 shall meet with the county board or its designee of each of the
7 several counties in the metropolitan region. After conducting
8 such hearings and holding such meetings and after making such
9 changes in the proposed Annual Budget and Two-Year Financial
10 Plan as the Board deems appropriate, the Board shall adopt its
11 annual appropriation and Annual Budget and Two-Year Financial
12 Plan ordinance. The ordinance may be adopted only upon the
13 affirmative votes of 12 of its then Directors. The ordinance
14 shall appropriate such sums of money as are deemed necessary to
15 defray all necessary expenses and obligations of the Authority,
16 specifying purposes and the objects or programs for which
17 appropriations are made and the amount appropriated for each
18 object or program. Additional appropriations, transfers
19 between items and other changes in such ordinance may be made
20 from time to time by the Board upon the affirmative votes of 12
21 of its then Directors.

22 (b) The Annual Budget and Two-Year Financial Plan shall
23 show a balance between anticipated revenues from all sources
24 and anticipated expenses including funding of operating
25 deficits or the discharge of encumbrances incurred in prior
26 periods and payment of principal and interest when due, and

1 shall show cash balances sufficient to pay with reasonable
2 promptness all obligations and expenses as incurred.

3 The Annual Budget and Two-Year Financial Plan must show:

4 (i) that the level of fares and charges for mass
5 transportation provided by, or under grant or purchase of
6 service contracts of, the Service Boards is sufficient to
7 cause the aggregate of all projected fare revenues from
8 such fares and charges received in each fiscal year to
9 equal at least 50% of the aggregate costs of providing such
10 public transportation in such fiscal year. "Fare revenues"
11 include the proceeds of all fares and charges for services
12 provided, contributions received in connection with public
13 transportation from units of local government other than
14 the Authority, except for contributions received by the
15 Chicago Transit Authority from a real estate transfer tax
16 imposed under subsection (i) of Section 8-3-19 of the
17 Illinois Municipal Code, and from the State pursuant to
18 subsection (i) of Section 2705-305 of the Department of
19 Transportation Law (20 ILCS 2705/2705-305), and all other
20 operating revenues properly included consistent with
21 generally accepted accounting principles but do not
22 include: the proceeds of any borrowings, and, beginning
23 with the 2007 fiscal year, all revenues and receipts,
24 including but not limited to fares and grants received from
25 the federal, State or any unit of local government or other
26 entity, derived from providing ADA paratransit service

1 pursuant to Section 2.30 of the Regional Transportation
2 Authority Act. "Costs" include all items properly included
3 as operating costs consistent with generally accepted
4 accounting principles, including administrative costs, but
5 do not include: depreciation; payment of principal and
6 interest on bonds, notes or other evidences of obligation
7 for borrowed money issued by the Authority; payments with
8 respect to public transportation facilities made pursuant
9 to subsection (b) of Section 2.20 of this Act; any payments
10 with respect to rate protection contracts, credit
11 enhancements or liquidity agreements made under Section
12 4.14; any other cost to which it is reasonably expected
13 that a cash expenditure will not be made; costs for
14 passenger security including grants, contracts, personnel,
15 equipment and administrative expenses, except in the case
16 of the Chicago Transit Authority, in which case the term
17 does not include costs spent annually by that entity for
18 protection against crime as required by Section 27a of the
19 Metropolitan Transit Authority Act; the payment by the
20 Chicago Transit Authority of Debt Service, as defined in
21 Section 12c of the Metropolitan Transit Authority Act, on
22 bonds or notes issued pursuant to that Section; the payment
23 by the Commuter Rail Division of debt service on bonds
24 issued pursuant to Section 3B.09; expenses incurred by the
25 Suburban Bus Division for the cost of new public
26 transportation services funded from grants pursuant to

1 Section 2.01e of this amendatory Act of the 95th General
2 Assembly for a period of 2 years from the date of
3 initiation of each such service; costs as exempted by the
4 Board for projects pursuant to Section 2.09 of this Act;
5 or, beginning with the 2007 fiscal year, expenses related
6 to providing ADA paratransit service pursuant to Section
7 2.30 of the Regional Transportation Authority Act; and in
8 fiscal years 2008 through 2012 inclusive, costs in the
9 amount of \$200,000,000 in fiscal year 2008, reducing by
10 \$40,000,000 in each fiscal year thereafter until this
11 exemption is eliminated; and

12 (ii) that the level of fares charged for ADA
13 paratransit services is sufficient to cause the aggregate
14 of all projected revenues from such fares charged and
15 received in each fiscal year to equal at least 10% of the
16 aggregate costs of providing such ADA paratransit
17 services. For purposes of this Act, the percentages in this
18 subsection (b)(ii) shall be referred to as the "system
19 generated ADA paratransit services revenue recovery
20 ratio". For purposes of the system generated ADA
21 paratransit services revenue recovery ratio, "costs" shall
22 include all items properly included as operating costs
23 consistent with generally accepted accounting principles.
24 However, the Board may exclude from costs an amount that
25 does not exceed the allowable "capital costs of
26 contracting" for ADA paratransit services pursuant to the

1 Federal Transit Administration guidelines for the
2 Urbanized Area Formula Program.

3 (c) The actual administrative expenses of the Authority for
4 the fiscal year commencing January 1, 1985 may not exceed
5 \$5,000,000. The actual administrative expenses of the
6 Authority for the fiscal year commencing January 1, 1986, and
7 for each fiscal year thereafter shall not exceed the maximum
8 administrative expenses for the previous fiscal year plus 5%.
9 "Administrative expenses" are defined for purposes of this
10 Section as all expenses except: (1) capital expenses and
11 purchases of the Authority on behalf of the Service Boards; (2)
12 payments to Service Boards; and (3) payment of principal and
13 interest on bonds, notes or other evidence of obligation for
14 borrowed money issued by the Authority; (4) costs for passenger
15 security including grants, contracts, personnel, equipment and
16 administrative expenses; (5) payments with respect to public
17 transportation facilities made pursuant to subsection (b) of
18 Section 2.20 of this Act; and (6) any payments with respect to
19 rate protection contracts, credit enhancements or liquidity
20 agreements made pursuant to Section 4.14.

21 (d) This subsection applies only until the Department
22 begins administering and enforcing an increased tax under
23 Section 4.03(m) as authorized by this amendatory Act of the
24 95th General Assembly. After withholding 15% of the proceeds of
25 any tax imposed by the Authority and 15% of money received by
26 the Authority from the Regional Transportation Authority

1 Occupation and Use Tax Replacement Fund, the Board shall
2 allocate the proceeds and money remaining to the Service Boards
3 as follows: (1) an amount equal to 85% of the proceeds of those
4 taxes collected within the City of Chicago and 85% of the money
5 received by the Authority on account of transfers to the
6 Regional Transportation Authority Occupation and Use Tax
7 Replacement Fund from the County and Mass Transit District Fund
8 attributable to retail sales within the City of Chicago shall
9 be allocated to the Chicago Transit Authority; (2) an amount
10 equal to 85% of the proceeds of those taxes collected within
11 Cook County outside the City of Chicago and 85% of the money
12 received by the Authority on account of transfers to the
13 Regional Transportation Authority Occupation and Use Tax
14 Replacement Fund from the County and Mass Transit District Fund
15 attributable to retail sales within Cook County outside of the
16 city of Chicago shall be allocated 30% to the Chicago Transit
17 Authority, 55% to the Commuter Rail Board and 15% to the
18 Suburban Bus Board; and (3) an amount equal to 85% of the
19 proceeds of the taxes collected within the Counties of DuPage,
20 Kane, Lake, McHenry and Will shall be allocated 70% to the
21 Commuter Rail Board and 30% to the Suburban Bus Board.

22 (e) This subsection applies only until the Department
23 begins administering and enforcing an increased tax under
24 Section 4.03(m) as authorized by this amendatory Act of the
25 95th General Assembly. Moneys received by the Authority on
26 account of transfers to the Regional Transportation Authority

1 Occupation and Use Tax Replacement Fund from the State and
2 Local Sales Tax Reform Fund shall be allocated among the
3 Authority and the Service Boards as follows: 15% of such moneys
4 shall be retained by the Authority and the remaining 85% shall
5 be transferred to the Service Boards as soon as may be
6 practicable after the Authority receives payment. Moneys which
7 are distributable to the Service Boards pursuant to the
8 preceding sentence shall be allocated among the Service Boards
9 on the basis of each Service Board's distribution ratio. The
10 term "distribution ratio" means, for purposes of this
11 subsection (e) of this Section 4.01, the ratio of the total
12 amount distributed to a Service Board pursuant to subsection
13 (d) of Section 4.01 for the immediately preceding calendar year
14 to the total amount distributed to all of the Service Boards
15 pursuant to subsection (d) of Section 4.01 for the immediately
16 preceding calendar year.

17 (f) To carry out its duties and responsibilities under this
18 Act, the Board shall employ staff which shall: (1) propose for
19 adoption by the Board of the Authority rules for the Service
20 Boards that establish (i) forms and schedules to be used and
21 information required to be provided with respect to a five-year
22 capital program, annual budgets, and two-year financial plans
23 and regular reporting of actual results against adopted budgets
24 and financial plans, (ii) financial practices to be followed in
25 the budgeting and expenditure of public funds, (iii)
26 assumptions and projections that must be followed in preparing

1 and submitting its annual budget and two-year financial plan or
2 a five-year capital program; (2) evaluate for the Board public
3 transportation programs operated or proposed by the Service
4 Boards and transportation agencies in terms of the goals and
5 objectives set out in the Strategic Plan; (3) keep the Board
6 and the public informed of the extent to which the Service
7 Boards and transportation agencies are meeting the goals and
8 objectives adopted by the Authority in the Strategic Plan; and
9 (4) assess the efficiency or adequacy of public transportation
10 services provided by a Service Board and make recommendations
11 for change in that service to the end that the moneys available
12 to the Authority may be expended in the most economical manner
13 possible with the least possible duplication.

14 (g) All Service Boards, transportation agencies,
15 comprehensive planning agencies, including the Chicago
16 Metropolitan Agency for Planning, or transportation planning
17 agencies in the metropolitan region shall furnish to the
18 Authority such information pertaining to public transportation
19 or relevant for plans therefor as it may from time to time
20 require. The Executive Director, or his or her designee, shall,
21 for the purpose of securing any such information necessary or
22 appropriate to carry out any of the powers and responsibilities
23 of the Authority under this Act, have access to, and the right
24 to examine, all books, documents, papers or records of a
25 Service Board or any transportation agency receiving funds from
26 the Authority or Service Board, and such Service Board or

1 transportation agency shall comply with any request by the
2 Executive Director, or his or her designee, within 30 days or
3 an extended time provided by the Executive Director.

4 (h) No Service Board shall undertake any capital
5 improvement which is not identified in the Five-Year Capital
6 Program.

7 (i) Each Service Board shall furnish to the Board access to
8 its financial information including, but not limited to, audits
9 and reports. The Board shall have real-time access to the
10 financial information of the Service Boards; however, the Board
11 shall be granted read-only access to the Service Board's
12 financial information.

13 (Source: P.A. 94-370, eff. 7-29-05; 95-708, eff. 1-18-08;
14 95-906, eff. 8-26-08.)

15 (70 ILCS 3615/4.15 new)

16 Sec. 4.15. Revolving door prohibition. No Director,
17 Service Board director or member, former Director, or former
18 Service Board director or member shall, during his or her term
19 and for a period of one year immediately after the end of his
20 or her term, engage in business dealings with, knowingly accept
21 employment from, or receive compensation or fees for services
22 from the Regional Transportation Authority, the Suburban Bus
23 Board, the Commuter Rail Board or the Chicago Transit Board.
24 This prohibition shall not apply to any business dealings
25 engaged in by the Director or Service Board director or member

1 in the course of his or her official duties or responsibilities
2 as a Director or Service Board director or member.

3 (70 ILCS 3615/4.16 new)

4 Sec. 4.16. Severance and employment-related settlement
5 agreements. If any of the Service Boards seek to enter into a
6 severance agreement in excess of \$50,000 or an
7 employment-related settlement agreement in excess of \$200,000,
8 that agreement shall be reviewed by the Board prior to
9 execution for a period of 14 days. After 14 days, the agreement
10 shall be considered reviewed. The Board shall review the
11 agreement to determine whether the terms are reasonable and in
12 the region's best interest. The Service Boards may only enter
13 into severance agreements or employment-related settlement
14 agreements that have been reviewed by the Board.

15 (70 ILCS 3615/5.06 new)

16 Sec. 5.06. Greater Chicago Mass Transit Transparency and
17 Accountability Portal (CHI-TAP).

18 (a) The Authority, within 12 months after the effective
19 date of this amendatory Act of the 98th General Assembly, shall
20 establish and maintain a website, known as the Greater Chicago
21 Mass Transit Transparency and Accountability Portal (CHI-TAP),
22 and shall be tasked with compiling and updating the CHI-TAP
23 database with information received from the Authority and all
24 of its Service Boards.

1 (b) For purposes of this Section:

2 "Contracts" means payment obligations with vendors on
3 file to purchase goods and services exceeding \$10,000 in
4 value.

5 "Recipients" means the Authority or any of its Service
6 Boards.

7 (c) The CHI-TAP shall provide direct access to each of the
8 following:

9 (1) A database of all current employees of the
10 Authority and its Service Boards, sorted separately by:

11 (i) Name.

12 (ii) Employing entity.

13 (iii) Employing division or department.

14 (iv) Employment position title.

15 (v) Current base salary or hourly rate and
16 year-to-date gross pay.

17 (2) A database of all current Authority expenditures,
18 sorted separately by Service Board and category.

19 (3) A database of all Authority and Service Board
20 contracts entered into after the effective date of this
21 amendatory Act of the 98th General Assembly, sorted
22 separately by contractor name, awarding officer or agency,
23 contract value, and goods or services provided.

24 (4) A database of all employees of the Authority and
25 its Service Boards hired on or after the effective date of
26 this amendatory Act of the 98th General Assembly, sorted

1 searchably by each of the following at the time of
2 employment:

3 (i) Name.

4 (ii) Employing entity.

5 (iii) Employing division.

6 (iv) Employment position title.

7 (v) Current base salary or hourly rate and
8 year-to-date gross pay.

9 (vi) County of employment location.

10 (vii) Status of position including, but not
11 limited to, bargained-for positions, at-will
12 positions, or not bargained for positions.

13 (viii) Employment status including, but not
14 limited to, full-time permanent, full-time temporary,
15 part-time permanent and part-time temporary.

16 (ix) Status as a military veteran.

17 (5) A database of publicly available accident-related
18 and safety-related information currently required to be
19 reported to the federal Secretary of Transportation under
20 49 U.S.C. 5335.

21 (d) The CHI-TAP shall include all information required to
22 be published by subsection (c) of this Section that is
23 available to the Authority in a format the Authority can
24 compile and publish on the CHI-TAP. The Authority shall update
25 the CHI-TAP within 30 days as additional information becomes
26 available in a format that can be compiled and published on the

1 CHI-TAP by the Authority.

2 (e) Each Service Board shall cooperate with the Authority
3 in furnishing the information necessary for the implementation
4 of this Section within a timeframe specified by the Authority.

5 (f) The Authority and its Service Boards are independently
6 responsible for the accuracy of the specific information
7 provided by each agency to be displayed on CHI-TAP.

8 Section 90. The State Mandates Act is amended by adding
9 Section 8.38 as follows:

10 (30 ILCS 805/8.38 new)

11 Sec. 8.38. Exempt mandate. Notwithstanding Sections 6 and 8
12 of this Act, no reimbursement by the State is required for the
13 implementation of any mandate created by this amendatory Act of
14 the 98th General Assembly.